IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA HARRISONBURG DIVISION

CLERK'S OFFICE U.S. DIST. COURT

AT ROANOKE, VA

FALED

MAY 0 2 2007

| JOHN | F. | CORCORAN | CLERK |
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| BY: | | CORCORAN, | 14 |

| UNITED STATES OF AMERICA | DEPUTY CLERK |
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| |) Case No. 5-06-cr-00039-03 |
| v. |) ORDER |
| DONALD RAY HOLMES |) By: Glen E. Conrad United States District Judge |
| Defendant. |) |

It appearing that the magistrate judge has submitted a report and recommendation that the defendant's guilty plea be accepted; and it further appearing that no objections have been filed to said report and recommendation; and it appearing proper, it is **ORDERED** that said report and the findings and recommendation contained therein are hereby accepted in whole and the defendant will be adjudged guilty of each offense to which the defendant entered a guilty plea. Acceptance of the plea agreement is deferred, pending completion of a presentence report.

The Clerk is directed to send certified copies of this Order to all parties.

ENTER: May 2, 2007

United States District Judge